

**REMARKS**

Applicant respectfully requests reconsideration and allowance of the subject application. Claims 1-5, 7-29, and 31-36 are pending.

**35 U.S.C. §103 Claim Rejections**

Claims 1-5, 7-29, and 31-36 are rejected under 35 U.S.C. §103(a) for obviousness over U.S. Patent No. 5,398,074 to Duffield et al. (hereinafter, "Duffield") in view of U.S. Publication No. 2003/0066085 A1 to Boyer et al. (hereinafter, "Boyer") (*Office Action* p.2). Applicant respectfully traverses the rejection.

Claim 1 recites a method of displaying recently accessed television channels comprising "generating a primary display screen having multiple small display screens, each small display screen corresponding to one of the selected channels", and "displaying the primary display screen on a television through a web browser program."

Duffield and/or Boyer do not teach or suggest displaying the primary display screen (of the selected television channels) on a television through a Web browser program, as recited by the combination of elements in claim 1.

The Office recognizes that Duffield does not disclose displaying video through a Web browser program (*Office Action* p.3). Duffield only describes a television for multiple picture display of television channels. There is no indication whatsoever of a Web browser program in Duffield. There is not even a suggestion of a computing device or system that would possibly support the implementation of a Web browser program in Duffield.

1 Boyer simply describes that television program information, such as  
2 television program guide data, is provided as Web pages in an HTTP format  
3 (*Boyer* ¶¶0068 and ¶0072). Further, the television program guide may be accessed  
4 using a standard Web browser (*Boyer* ¶0073). The Office relies on these sections  
5 of Boyer (e.g., ¶¶ 0068, 0072-73), and that Boyer describes video clips as  
6 television program information (*Office Action* p.3). Boyer further describes that a  
7 Web browser supports viewing video clips (*Boyer* ¶0073).

8 However, the television program information described in Boyer, including  
9 the video clips, are contained in a media library of a computer system – these are  
10 not television channels (*Boyer* ¶¶ 0065-66). Boyer does not disclose or even  
11 suggest that television channels are displayed in a primary display screen on a  
12 television through a Web browser program, as recited in claim 1. Boyer describes  
13 that televisions 108, 112, and 120 shown in Fig. 3 all receive a television signal  
14 110, 114, and 118, respectively (*Boyer*, ¶¶ 0069-71). There is no discussion or  
15 indication that any of these television signals are displayed on a television through  
16 a Web browser program, as Applicant claims. Further, the Office recognizes that  
17 Boyer does not disclose small display screens corresponding to a selected channel  
18 (*Office Action* p.7). Accordingly, Boyer also does not disclose a television  
19 channel displayed in the primary display screen, as recited in claim 1.

20 Additionally, there is no motivation or any reason to combine Duffield and  
21 Boyer. Duffield makes no mention of a Web browser program and Applicant  
22 respectfully disagrees that it would have been obvious to modify Duffield with  
23 Boyer to display a television program via a Web browser as the Office contends  
24 (*Office Action* p.3). The Office recognizes that Duffield does not disclose  
25 displaying video through a Web browser program and Boyer clearly does not

1 disclose or even suggest that television channels are displayed in a primary display  
2 screen on a television through a Web browser program, as recited in claim 1.  
3 There is no basis to combine Duffield and Boyer and conclude that it would be  
4 obvious to display “the primary display screen on a television through a web  
5 browser program”, as recited in claim 1.

6 Duffield and/or Boyer do not teach or suggest that a television channel is  
7 displayed on a television through a Web browser program, as recited in claim 1.  
8 Accordingly, claim 1 along with dependent claims 2-5 and 7-19 are allowable over  
9 the Duffield-Boyer combination and Applicant respectfully requests that the §103  
10 rejection be withdrawn.

11  
12 The Office continues to cite references that describe Web-based  
13 information (e.g., HTML frames and/or Web sites) being displayed with a Web  
14 browser application on a computer display. The Office also continues to cite  
15 unrelated references that simply describe multiple television channel viewing on a  
16 television. To date, not a single reference of record, or the combinations of the  
17 references, even suggests that television channels are displayed in a primary  
18 display screen on a television through a web browser program, as recited in  
19 claim 1.

20 This being the Applicant’s seventh response to the sixth different  
21 combination of references cited to reject claim 1, it is apparent that the Office is  
22 using hindsight reconstruction to pick and choose among isolated references to  
23 substantiate a rejection. This practice has been held to be impermissible. The  
24 teaching or suggestion to make a claimed combination *and* the reasonable  
25 expectation of success must both be found in the prior art, and not based on

1 applicant's disclosure (MPEP §2142). Accordingly, Applicant respectfully  
2 requests allowance of the subject application.

3  
4 Claims 20, 26, and 34-35 recite similar features of displaying the primary  
5 display screen through a web browser program, the primary display screen having  
6 small display screens that correspond to selected channels. For the reasons  
7 described above in the response to the rejection of claim 1, claims 20, 26, and  
8 34-35 are allowable over the Duffield-Boyer combination and Applicant  
9 respectfully requests that the §103 rejection be withdrawn.

10 In addition, claims 21-25 are allowable by virtue of their dependency upon  
11 claim 20 (either directly or indirectly), and claims 27-28 are allowable by virtue of  
12 their dependency upon claim 26.

13  
14 Claim 29 recites a primary display screen displayed through an interactive  
15 display environment including World Wide Web content, and the primary display  
16 screen having small display screens that each correspond to a selected channel.  
17 For at least the reasons described above in the response to the rejection of claim 1,  
18 claim 29 along with dependent claims 31-32 are allowable over the  
19 Duffield-Boyer combination and Applicant respectfully requests that the §103  
20 rejection be withdrawn.

21  
22 Claim 33 recites displaying the primary display screen on a television  
23 through a web browser program, and the primary display screen having small  
24 display screens each corresponding to a selected channel. For at least the reasons  
25 described above in the response to the rejection of claim 1, claim 33 is allowable

1 over the Duffield-Boyer combination and Applicant respectfully requests that the  
2 §103 rejection be withdrawn.

3  
4 Claim 36 recites the primary display screen being displayed through a web  
5 browser program, and the primary display screen having small display screens  
6 each corresponding to a selected channel. For at least the reasons described above  
7 in the response to the rejection of claim 1, claim 36 is allowable over the  
8 Duffield-Boyer combination and Applicant respectfully requests that the §103  
9 rejection be withdrawn.

10  
11 **Conclusion**

12 Pending claims 1-5, 7-29, and 31-36 are in condition for allowance.  
13 Applicant respectfully requests reconsideration and issuance of the subject  
14 application. If any issues remain that prevent issuance of this application, the  
15 Examiner is urged to contact the undersigned attorney before issuing a subsequent  
16 Action.

17  
18 Respectfully Submitted,

19  
20 Dated: Sep. 23, 2004

21 By: 

22 David A. Morasch  
23 Reg. No. 42,905  
24 (509) 324-9256 x 210  
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